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BLACKWATER LODGE AND TRAINING CENTER, INC.
11 dba BLACKWATER WORLDWIDE

12
13 UNITED STATES DISTRICT COURT

14 SOUTHERN DISTRICT OF CALIFORNIA

15 BLACKWATER LODGE AND TRAINING
CENTER, INC., a Delaware corporation dba
16 BLACKWATER WORLDWIDE,

17 Plaintiff,

18 v.

19 KELLY BROUGHTON, in his capacity as
Director of the Development Services
20 Department of the City of San Diego;
AFSANEH AHMADI, in her capacity as
21 Chief Building Official of the City of San
Diego; THE DEVELOPMENT SERVICES
22 DEPARTMENT OF THE CITY OF SAN
DIEGO; THE CITY OF SAN DIEGO, a
23 municipal entity; and DOES 1-20, inclusive,

24 Defendants.

Case No. 08 CV 0926

The Hon. Marilyn Huff
Dept. 13

**DECLARATION OF JENNIFER
CHAVEZ IN SUPPORT OF
PRELIMINARY INJUNCTION**

Date: June 17, 2008
Time: 10:00 a.m.

Complaint Filed: May 23, 2008

[Plaintiff's Reply To Opposition To
Preliminary Injunction And Supplemental
Declaration of Brian Bonfiglio filed
concurrently herewith.]

1 I, JENNIFER LA FOND CHAVEZ, declare as follows:

2 1. I am an attorney duly licensed to practice law before the courts of this State. I am an
3 attorney with the law firm of Luce, Forward, Hamilton & Scripps LLP, attorneys of record for
4 Plaintiff BLACKWATER LODGE AND TRAINING CENTER, INC., dba BLACKWATER
5 WORLDWIDE in the above-captioned matter. The facts stated herein are personally known to me,
6 and if called as a witness I could competently testify thereto.

7 2. On May 22, 2008, I visited the City of San Diego Development Services Department
8 ("Department") to review ministerial and discretionary permits issued for two indoor shooting ranges
9 located in the City of San Diego: the American Shooting Center at 5590 Ruffin Road and the
10 Discount Gun Mart and Indoor Range at 1510 Morena Boulevard. A representative from the
11 Department, Juan Alvarez, provided me with a list of all ministerial permits associated with the
12 properties. Mr. Alvarez and another representative of the Department advised me that no
13 discretionary permits have issued for the American Shooting Center property. Mr. Alvarez advised
14 that there were discretionary permits associated with the property located at 1510 Morena Boulevard,
15 the site of the Discount Gun Mart and Indoor Range. Mr. Alvarez ordered all relevant files from an
16 offsite archive location for my review.

17 3. On June 4, 2008, I reviewed the discretionary permit files for the Discount Gun Mart
18 and Indoor Range property. The discretionary permits included (1) a 1976 conditional use permit
19 (Case No. C-12811) authorizing a portion of the property to be used as a parking lot to support an
20 adjacent office building, and (2) a 1980 Zoning Administrator approval (Case No. C-16974)
21 authorizing a deviation from signage regulations to support a shopping center. The City's
22 discretionary permit file did not include any permit or other entitlement relating to the shooting range
23 or the use of firearms on the Discount Gun Mart and Indoor Range property.

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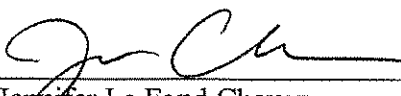
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1 I declare under penalty of perjury under the laws of the State of California that the foregoing is
2 true and correct and that this declaration was executed on June 12, 2008 in San Diego, California.

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4 LUCE, FORWARD, HAMILTON & SCRIPPS LLP

5
6 By: 
7 Jennifer La Fond Chavez